

EXHIBIT H

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IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION
RICHARD KADREY, ET AL)
Plaintiffs) Case No.: 3:23-cv-03417-VC
Vs.)
META PLATFORMS, INC.,)
A Delaware Corporation)
Defendant)

Deposition of LAURA LIPPMAN, was taken
via videotape on Tuesday, September 17, 2024,
commencing at 9:32 a.m., at Kramon & Graham, P.A.,
750 East Pratt Street, Suite 1100, Baltimore,
Maryland, before MICHELE D. LAMBIE, Notary Public.

Reported By:
Michele D. Lambie, CSR-RPR

1 offered my work for AI training. 05:49:09

2 BY MS. DUNNING: 05:49:11

3 Q. To the best of your understanding, does 05:49:11

4 your publisher have the authority on your behalf to 05:49:15

5 license any of your six books to third parties for 05:49:22

6 AI training? 05:49:26

7 MR. SWEATMAN: Object to form. 05:49:27

8 THE WITNESS: It is my belief, to the 05:49:28

9 best of my knowledge, they don't have the right to 05:49:32

10 do that. 05:49:33

11 BY MS. DUNNING: 05:49:35

12 Q. Is it your understanding that your 05:49:35

13 publisher, HarperCollins, has the authority on your 05:49:40

14 behalf to license your six at-issue works to third 05:49:44

15 parties for any other use? 05:49:51

16 MR. SWEATMAN: Objection to form. 05:49:52

17 THE WITNESS: I don't think they do. 05:49:54

18 BY MS. DUNNING: 05:49:58

19 Q. Are you willing to allow a third party to 05:49:58

20 use any of your six at-issue books for the purpose 05:50:10

21 of training an AI large language model for a fee? 05:50:15

1 MR. SWEATMAN: Objection to form. 05:50:21

2 THE WITNESS: At this moment in time, I 05:50:22

3 don't have enough information to answer that. 05:50:26

4 BY MS. DUNNING: 05:50:27

5 Q. Is there any dollar amount you would 05:50:27

6 accept for allowing an AI developer to make a copy 05:50:41

7 of one of your at-issue books for training an AI 05:50:48

8 model? 05:50:52

9 MR. SWEATMAN: Object to form. 05:50:53

10 THE WITNESS: There's so much I still 05:50:53

11 don't know about AI and where it's headed and what 05:50:59

12 the outcomes might be that I can't think about 05:51:04

13 dollar amounts at this moment in time. I need to 05:51:10

14 know more about AI. 05:51:12

15 BY MS. DUNNING: 05:51:13

16 Q. Can you describe any scenario in which 05:51:13

17 you'd be willing to allow an AI developer to train 05:51:17

18 on one of your six at-issue books? 05:51:22

19 MR. SWEATMAN: Objection to form. 05:51:25

20 THE WITNESS: At this point in time, I 05:51:26

21 cannot. 05:51:28

1 State of Maryland

2 County of Baltimore, to wit:

3 I, Michele D. Lambie, a Notary Public of
4 the State of Maryland, County of Baltimore, do
5 hereby certify that the within-named witness
6 personally appeared before me at the time and place
7 herein set out, and after having been duly sworn by
8 me, according to law, was examined by counsel.

9 I further certify that the examination
10 was recorded stenographically by me and this
11 transcript is a true record of the proceedings.

12 I further certify that I am not of
13 counsel to any of the parties, nor related to any
14 of the parties, nor in any way interested in the
15 outcome of this action.

16 As witness my hand and notarial seal this
17 2nd day of October 2024.

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CONFIDENTIAL

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

RICHARD KADREY, et al.,)
Individual and)
Representative Plaintiffs,))
vs.) Case No.
META PLATFORMS, INC., a) 3:23-cv-03417-VC
Delaware corporation,)
Defendant.)
_____)

C O N F I D E N T I A L

VIDEOTAPED DEPOSITION OF SARAH SILVERMAN

Los Angeles, California

Thursday, October 10, 2024

VOLUME I

Stenographically Reported by:

RENEE D. ZEPEZAUER, RPR, CRR, CSR No. 6275

JOB No. 6944934

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Page 1

1 BY MS. DUNNING: 05:56:33

2 Q Under what circumstances would you agree to

3 license your book to be used as AI training material?

4 MR. ZIRPOLI: Object to the form of the

5 question. 05:56:42

6 THE WITNESS: I don't know. But it would have

7 to be legal, and it would have to be money and it would

8 have to be a deal. It would have to be properly

9 licensed and negotiated, and I'm not throwing out what

10 that would be. That's for the person who wants to 05:56:58

11 license it to do.

12 BY MS. DUNNING:

13 Q Can you identify any terms as you sit here

14 today on which you'd be willing to license your book to

15 be used by Meta for training material? 05:57:12

16 MR. ZIRPOLI: Object to the form of the

17 question.

18 THE WITNESS: I would imagine a giant sum of

19 money.

20 BY MS. DUNNING: 05:57:22

21 Q As far as you're aware, nobody acting on your

22 behalf has given permission to use THE BEDWETTER book

23 for AI training material; right?

24 A That's correct.

25 Q Okay. 05:57:37

1 I, the undersigned, a Certified Shorthand
2 Reporter of the State of California, do hereby certify:

3 That the foregoing proceedings were taken
4 before me at the time and place herein set forth; that any
5 witnesses in the foregoing proceedings, prior to
6 testifying, were administered an oath; that a record of
7 the proceedings was made by me using machine shorthand
8 which was thereafter transcribed under my direction; that
9 the foregoing transcript is a true record of the testimony
10 given; that if the foregoing proceedings were reported
11 stenographically remote from the witness and parties, the
12 transcript of the proceedings reflects the record that I
13 could hear and understand to the best of my ability.

14 Further, that if the foregoing pertains to
15 the original transcript of a deposition in a Federal
16 Case, before completion of the proceedings, review of
17 the transcript [X] was [] was not requested.

18 I further certify I am neither financially
19 interested in the action nor a relative or employee of any
20 attorney or any party to this action.

21 IN WITNESS WHEREOF, I have this date
22 subscribed my name this 24th day of October, 2024.

23 

24 RENEE DiMENNO ZEPEZAUER

25 CSR #6275, RPR, CRR

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

RICHARD KADREY, et al.,)
)
Plaintiffs,)
)
v.)
)
META PLATFORMS, INC., a Delaware)
corporation,)
)
Defendant.)
-----)

CONFIDENTIAL ATTORNEYS' EYES ONLY

Videotaped Deposition of LYSA TERKEURST
Charlotte, North Carolina
September 23, 2024
9:51 a.m. Eastern

Reported by: Karen K. Kidwell, RMR, CRR
Job No. 6922752

1 A. I would like for them to get permission 05:32:02
2 for books and allow the -- if books are going to be 05:32:07
3 used to train LLaMA, then I would like for them to 05:32:14
4 give the authors a choice to exercise their copyright 05:32:16
5 or not. I would like for them to go about it 05:32:20
6 properly and give authors a choice to license or not 05:32:23
7 license. I would like for them to give authors a 05:32:28
8 choice about compensation. I would just -- I 05:32:35
9 would -- I would like to know that copyrights are 05:32:41
10 being respected. 05:32:48

11 Q. Given your view about the threat that 05:32:51
12 generative AI poses to authors, what's the likelihood 05:32:53
13 you would agree to have your works be part of a 05:33:03
14 training set, even with consent and payment? 05:33:06

15 MR. ULWICK: Object to form. 05:33:09

16 THE WITNESS: Again, I would like to be 05:33:19
17 given the choice. I would like to know the 05:33:20
18 context of everything. But at this very moment, 05:33:22
19 I would not like my books to be used. 05:33:24

20 BY MS. HARTNETT:

21 Q. Just a minute. 05:33:34

22 Just one more follow-up on the copyright 05:34:01
23 registration issue: Do you know what a deposit copy 05:34:03
24 is of a copyrighted work? 05:34:06

25 A. No. 05:34:08

STATE OF NORTH CAROLINA
COUNTY OF MECKLENBURG

I, Karen K. Kidwell, RMR, CRR, in and for
the State of North Carolina, do hereby certify that
there came before me on Monday, September 23, 2024, the
person hereinbefore named, who was by me duly sworn to
testify to the truth and nothing but the truth of her
knowledge concerning the matters in controversy in this
cause; that the witness was thereupon examined under
oath, the examination was stenographically reported and
reduced to typewriting under my direction, and the
deposition is a true record of the testimony given by
the witness.

I further certify that I am neither attorney
or counsel for, nor related to or employed by, any
attorney or counsel employed by the parties hereto or
financially interested in the action.

This the 24th day of September, 2024.



Karen K. Kidwell, RMR, CRR
Notary Public #19971050142